IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FOUR
PRESENT
THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE
WRIT PETITION NO : 20249 of 1994

Between:
M/s Raghavendra Ice Factory Bibinagar, Nalgonda Dist
rep.by its Proprietor G.Durgaiah,

..... PETITIONER

AND

1 A.P.State Electricity Board, rep.by its Secretary
Vidyut Soudha Somajiguda, Hyderabad
2 The Superintending Engineer, Assessments (Special)
A.P.S.E.B. 4th Floor New Buildings, Vidyut Soudha
Somajiguda, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not permitting the petitioner to examine the inspecting officer, his squad members and also other officers who are relevant for the purpose of adjudication of the matter as witnesses in the enquiry proceedings before the 2nd respondent pursuant to the show cause notice in Lr.No.SE/A/Spl/Hyd/NLG.8/D.No.2110/93, dated 1.1.1994 as highly illegal, arbitrary, unjust, void and violative of principles of natural justice and Art.300 of the Constitution of India.

Advocate for the Petitioner: MR.Duba V. Nagarjuna Babu

Advocate for the Respondents 1 & 2: S.C. for A.P.S.E.B.

The Court made the following:

ORDER:

The learned counsel for the petitioner submits that in view of the order passed on 29.4.2004 in Writ Petition No.8320 of 2004 which directs the second respondent therein to transfer the case of the petitioner to the Special Tribunal having jurisdiction under Section 49-C of the Indian Electricity (Andhra Pradesh Amendment) Act, 2000, the prayer made in the present Writ Petition has been rendered infructuous. He further submits that whatever grievance he has made in this petition as regards the manner of conduct of enquiry, he will submit the same before the Special Tribunal.

Writ Petition is disposed of as infructuous.

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24.06.2004

Cc to:

1)The Secretary, A.P.S.E.Board, Vidyut Soudha, Somajiguda, Hyderabad.
2)The Superintending Engineer, Assessments(special), APSEB, 4th floor, New buildings, Vidyut Soudha, Somajiguda, Hyderabad.
3) Two CD copies

DRK/TVR